

**SUPREME COURT MINUTES
TUESDAY, SEPTEMBER 16, 2008
SAN FRANCISCO, CALIFORNIA**

S070839

**PEOPLE v. CARASI (PAUL
JOE)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to November 21, 2008, or the date upon which rehearing is either granted or denied, whichever occurs first.

S164720 C054475 Third Appellate District

**PEOPLE v. SANCHEZ
(STEVEN M.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 20, 2008.

S164883 D049192 Fourth Appellate District, Div. 1

**PEOPLE v. CONTRERAS
(JULIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 20, 2008.

S165009 C047126/C046880 Third Appellate District

**PEOPLE v. DEO (RAVIND
ROSHAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 21, 2008.

S165020 E042616 Fourth Appellate District, Div. 2

**PEOPLE v. MELNYK
(SERHIY)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 16, 2008.

S165230 E043040 Fourth Appellate District, Div. 2 **PEOPLE v. HUANG
(XIANLIAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 17, 2008.

S165243 E042415 Fourth Appellate District, Div. 2 **PEOPLE v. LODGE (ALLEN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 17, 2008.

S165263 E042647 Fourth Appellate District, Div. 2 **PEOPLE v. ARREDONDO,
JR., (JOSEPH MARIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 17, 2008.

S165273 B193002 Second Appellate District, Div. 8 **PEOPLE v. CARRASCO
(ERNEST J.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 20, 2008.

S165283 B208434 Second Appellate District, Div. 8 **HARUTYUNYAN (VAHAN) v.
S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 17, 2008.

S165288 A117635 First Appellate District, Div. 4 **PEOPLE v. MOELK
(TIMOTHY ALLEN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 17, 2008.

S165291 B202222 Second Appellate District, Div. 7 **PEOPLE v. MANCHEL
(JOSEPH)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 20, 2008.

S165348 G038594 Fourth Appellate District, Div. 3 **BCBG OVERTIME CASES**

The time for granting or denying review in the above-entitled matter is hereby extended to October 21, 2008.

S165362 F053549 Fifth Appellate District **T. (RUDY), IN RE**

The time for granting or denying review in the above-entitled matter is hereby extended to October 22, 2008.

S165399 B198075 Second Appellate District, Div. 6 **PEOPLE v. HARDY
(MICHAEL OMEGA)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 22, 2008.

S165408 B198803 Second Appellate District, Div. 4 **PEOPLE v. CARRENO
(JESUS LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 22, 2008.

S047868 **PEOPLE v. GEORGE
(JOHNATON SAMPSON)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that she anticipates filing the respondent's brief by November 11, 2008, counsel's request for an extension of time in which to file that brief is granted to November 12, 2008. After that date, no further extension is contemplated.

S055856 **PEOPLE v. ROMERO
(ORLANDO GENE) & SELF
(CHRISTOPHER)**

Extension of time granted

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he anticipates filing appellant Orlando Gene Romero's reply brief by March 18, 2010, counsel's request for an extension of time in which to file that brief is granted to November 14, 2008. After that date, only eight further extensions totaling about 480 additional days are contemplated.

S081918**PEOPLE v. MCKINZIE
(KENNETH)**

Extension of time granted

Good cause appearing, and based upon counsel Gregory L. Cannon's representation that he anticipates filing the appellant's opening brief by November 1, 2008, counsel's request for an extension of time in which to file that brief is granted to November 3, 2008. After that date, no further extension is contemplated.

S092615**PEOPLE v. DEEN (OMAR
RICHARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 17, 2008.

S099274**PEOPLE v. BROOKS
(DONALD LEWIS)**

Extension of time granted

Good cause appearing, and based upon counsel John L. Staley's representation that he anticipates filing the appellant's opening brief by February 2009, counsel's request for an extension of time in which to file that brief is granted to November 21, 2008. After that date, only two further extensions totaling about 90 additional days are contemplated.

S137676**HORNING (DANNY RAY) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Robert Gezi's representation that he anticipates filing the informal response by January 21, 2009, counsel's request for an extension of time in which to file that brief is granted to November 21, 2008. After that date, only one further extension totaling 60 additional days is contemplated.

S147393**GEIER (CHRISTOPHER
ADAM) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Glen Niemy's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by the end of

November 2008, counsel's request for an extension of time in which to file that document is granted to December 1, 2008. After that date, no further extension is contemplated.

S156416 B195521 Second Appellate District, Div. 4 **JACOBSON (ARNOLD) ON H.C.**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file respondents' response to amicus curiae brief filed by American Civil Liberties Union is hereby extended to October 10, 2008. No further extension of time is contemplated.

S156986 B186238 Second Appellate District, Div. 8 **MILEIKOWSKY (GIL N.) v. WEST HILLS HOSPITAL MEDICAL CENTER**

Extension of time granted

On joint application of appellant and respondent and good cause appearing, it is ordered that the time to serve and file appellant Gil N. Mileikowsky's and respondents West Hills Hospital Medical Center, et al., consolidated answers to amicus curiae briefs is extended to October 20, 2008.

S159690 C050885 Third Appellate District **STOCKTON CITIZENS FOR SENSIBLE PLANNING v. CITY OF STOCKTON/(A.G. SPANOS CONSTRUCTION, INC.)**

Extension of time granted

On application of real party in interest Wal-Mart Stores, Inc., and good cause appearing, it is ordered that the time to serve and file the response to amicus curiae briefs is extended to October 7, 2008.

S159690 C050885 Third Appellate District **STOCKTON CITIZENS FOR SENSIBLE PLANNING v. CITY OF STOCKTON (A.G. SPANOS CONSTRUCTION, INC.)**

Extension of time granted

On application of appellant A.G. Spanos Construction, Inc. and good cause appearing, it is ordered that the time to serve and file the response to amicus curiae briefs is extended to October 7, 2008.

S162313 B192375 Second Appellate District, Div. 8 **CHAVEZ (ROBERT) v. CITY OF LOS ANGELES**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's answer brief on the merits is hereby extended to September 26, 2008.

S163453 D050019 Fourth Appellate District, Div. 1 **PEOPLE v. LESSIE (TONY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the Appellant's Opening Brief on the Merits is extended to November 8, 2008.

S165502 B209223 Second Appellate District, Div. 6 **COWANS (RANDALL) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file Petitioner's Reply to the Answer to Petition for Review is extended to September 22, 2008.

S053228 **PEOPLE v. ALEXANDER (ANDRE STEPHEN)**

Order filed

Appellant's "Application for Leave to File Oversized Supplemental Reply Brief" is granted.

S165311 **REID ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that NANCY WILSON REID, State Bar No. 131796, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S165314**WEBB ON DISCIPLINE**

Recommended discipline imposed

It is ordered that MARK LOPERT WEBB, State Bar No. 67959, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 14, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S165315**MILLER ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that JAMES R. MILLER, State Bar No. 198567, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* It is further ordered that respondent make restitution to Joseph Vicino in the amount of \$3,000 plus 10% interest per annum from October 7, 2004 (or to the Client Security Fund to the extent of any payment from the fund to Joseph Vicino, plus interest and costs, in accordance with Business and Professions Code section 6140.5) within 30 days following the effective date of this order or within 30 days following the Client Security Fund payment, whichever is later (Rules Proc. of State Bar, rule 291). Any restitution to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S165317**BRAMLETT ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that JOHN HARVEY BRAMLETT, State Bar No. 171763, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S165318

**BURKENROAD ON
DISCIPLINE**

Recommended discipline imposed

It is ordered that DAVID BURKENROAD, State Bar No. 110320, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed June 2, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is ordered that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and be payable in equal installments prior to February 1 with membership fees for the next three billing cycles following the effective date of this order. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.